



## GAMA-An Association of Appliance & Equipment Manufacturers

2107 Wilson Boulevard • Suite 600 • Arlington, VA 22201 • Phone: (703) 525-7060 • Fax: (703) 525-6790 • www.gamanet.org

### Product Divisions and Groups

Burner

Controls

Corrugated  
Stainless Steel  
Tubing

Direct Fired  
Heater

Direct Heating

Food Service  
Equipment

Fuel Cell

Furnace

Gas Air  
Conditioning

Gas Appliance  
Connector

Gas Detector

Gas Equipment  
& Service

Gas Venting  
Products

General Products

Hydronics  
Institute

Industrial Forced-  
Air Heating

Infrared

Motor & Blower

Power  
Generation

Relief Valve

Vent Free Gas  
Products

Water Heater

September 6, 2005

California Energy Commission

Docket No. 05-AAER-1

Docket Unit

1516 Ninth Street, Mail Station 4  
Sacramento, CA 95814

**DOCKET**  
**05-AAER-1**

**DATE** SEP - 6 2005  
**RECD.** SEP - 6 2005

We had previously submitted comments on the proposed amendments to the Appliance Efficiency Regulations, Docket No. 05-AAER-1. The 15-day Language Express Terms resolved some of these comments. There is one remaining issue on which we must comment.

All references to alternative assessment method should be deleted in 1606 (3) D, Exception 2 and 1603 (c) (2). If, in granting the waiver, the U.S. Department of Energy (DOE) has not prescribed an alternate test procedure, the Commission does not have the authority to develop its own alternate assessment method. The DOE waiver process invites participation by any interested party. The Commission has the opportunity to comment on what, if any, alternate test procedure should be used for the product for which the waiver has been requested. However, once DOE decides on the waiver, the Commission is preempted by federal regulations from prescribing any alternate efficiency test procedure.

Sincerely,

Frank A. Stanonik  
Chief Technical Advisor

/dca

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